

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-117686-001 DT

11/04/2013

COMMISSIONER R. JEFFREY WOODBURN

CLERK OF THE COURT

L. Stroud

Deputy

STATE OF ARIZONA

HEATHER LEE KIRKA

v.

NICKOLAS KEITH STIPE (001)

DOB: 04/12/1993

LEONARD T WHITFIELD

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

SUSPENSION OF SENTENCE - UNSUPERVISED PROBATION

10:45 a.m.

Courtroom SCT-2C

State's Attorney: Justin Lines for Heather Kirka

Defendant's Attorney: Leonard Whitfield

Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: COUNT 1, AS AMENDED, POSSESSION OR USE OF MARIJUANA

Class 1 misdemeanor

A.R.S. § 13-3401, 13-3405, 13-3405(A)(1), 13-3416, 13-3418, 12-269, 13-604, 13-707, 13-802, 13-901.01(D) and 13-901.01(A)

Date of Offense: April 1, 2012

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing Defendant on Unsupervised Probation to be monitored by the Adult Probation Department (APD) in accordance with APD's Compliance Monitoring Standards:

Count 1 Probation Term: 12 months

To begin 11/04/2013.

Conditions of probation include the following:

Condition 11 - Actively participate and cooperate in the following program(s):

Eight (8) hours Drug Education Program

Condition 11 program participation to be started within 90 days of sentencing.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 01/01/2014.

FINE: Count 1 - Total amount of \$1,372.50, which includes surcharges of 83%, payable \$35.00 per month beginning 01/01/2014.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 01/01/2014.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 01/01/2014.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on 01/01/2014.

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Investigative Agency: Glendale Police Department

All amounts payable through the Clerk of the Superior Court.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 2 and 3.

Defendant has waived the preparation of a presentence report.

10:47 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER R. JEFFREY WOODBURN
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)